



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

1200 Sixth Avenue, Suite 900
Seattle, WA 98101-3140

OFFICE OF
ENVIRONMENTAL CLEANUP

November 1, 2017

Mr. Bob Wyatt
NW Natural
220 NW 2nd Avenue
Portland, Oregon 97209

sent via email only

Mr. Myron Burr
Siltronic Corporation
7200 NW Front Avenue, M/S 20
Portland, Oregon 97210-3676

Re: EPA comments on Pre-Remedial Basis of Design Technical Evaluations Work Plan, Gasco
Sediments Cleanup Action

Dear Sirs:

The U.S. Environmental Protection Agency (EPA) and NW Natural met on October 31, 2017 for a preliminary discussion regarding comments on the Pre-Remedial Basis of Design Technical Evaluations Work Plan (Work Plan) provided by EPA on October 18, 2017. The discussion included two comments that NW Natural feels are outside the scope of the current agreement and prevents them from moving forward outside of the dispute resolution process articulated in Section XVI. of the 2009 Administrative Settlement Order on Consent for Removal Action (CERCLA Docket No. 10-2009-0255). A third comment they pointed out was inconsistent with the Record of Decision. Clarification was also provided by EPA on several other comments that will, along with the full comment set, be further discussed soon with a larger audience.

Based on the October 31 discussion, EPA has decided to retract the three comments requested by NW Natural; specifically, general comment 2 and specific comment 34 which deal with Final Project area definition and those portions of specific comment 36 that deal with Oregon state hot spots of contamination. NW Natural's ability to invoke dispute on other Work Plan comments will start after submittal of future EPA comments on the basis of design technical memorandum that a particular Work Plan comment applies to.

Please let me know if you have any questions or concerns at (206) 553-1220 or via email at sheldrake.sean@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "SS", is located below the "Sincerely," text.

Sean Sheldrake, RPM

Cc: Dana Bayuk, DEQ
Lance Peterson, CDM
TCT

via email only